



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/728,441	12/05/2003	Susan Levin	K1C2-44500	9379
26252	7590	12/22/2008	EXAMINER	
KELLY LOWRY & KELLEY, LLP			KRASNIC, BERNARD	
6320 CANOGA AVENUE			ART UNIT	PAPER NUMBER
SUITE 1650			2624	
WOODLAND HILLS, CA 91367			MAIL DATE	
			12/22/2008	
			DELIVERY MODE	
			PAPER	

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/728,441	LEVIN ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	BERNARD KRASNIC	2624	

**All Participants:**

**Status of Application:** \_\_\_\_\_

(1) Bernard Krasnic (Examiner).  
 (2) Mr. Scott Lowry (Reg. No. 58,832).

(3) \_\_\_\_\_.  
 (4) \_\_\_\_\_.

**Date of Interview:** 17 December 2008

**Time:** 5:30pm

**Type of Interview:**

Telephonic  
 Video Conference  
 Personal (Copy given to:  Applicant  Applicant's representative)

Exhibit Shown or Demonstrated:  Yes  No  
 If Yes, provide a brief description: \_\_\_\_\_.

**Part I.**

Rejection(s) discussed:

Claims discussed:

1-4, 8, 10-11, 27 and 34-52

Prior art documents discussed:

**Part II.**

**SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:**

*See Continuation Sheet*

**Part III.**

It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
 It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

/Bernard Krasnic/  
 Examiner, Art Unit 2624

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The Examiner initiated a call to the Applicant's representative, Mr. Lowry, to discuss the attached Non-Final Office Action which only includes a 35 U.S.C. 101 rejection in regards to In re Bilski. General discussions in regards to the In re Bilski issue, "(1) be tied to another statutory category (such as a particular apparatus), or (2) transform underlying subject matter (such as an article or material) to a different state or thing", were raised.